

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA )  
v. )  
STEVEN VARGAS, )  
Defendant. )  
CRIMINAL NO. 03-10393-MLW

GOVERNMENT'S MOTION TO DECREASE OFFENSE LEVEL BY ONE  
ADDITIONAL LEVEL FOR ACCEPTANCE OF RESPONSIBILITY

The United States, by and through its attorneys, Michael J. Sullivan, United States Attorney for the District of Massachusetts, and Antoinette E.M. Leoney, Assistant U.S. Attorney, hereby moves, pursuant to U.S.S.G. §3E1.1(b) (effective April 30, 2003) and to the extent prescribed by U.S.S.G. §1B1.11, for an additional one level decrease in Defendant Steven Vargas' offense level for acceptance of responsibility. The defendant is scheduled to be sentenced on June 6, 2005.

As grounds therefore, the government states that the defendant has assisted authorities in the investigation and prosecution of his own misconduct by timely notifying authorities of his intention to enter a guilty plea, thereby permitting the government to avoid preparing for trial and permitting the government and the court to allocate their resources efficiently.

WHEREFORE, the government respectfully requests that the Court impose an additional one level decrease in Defendant

Steven Vargas' offense level for acceptance of responsibility.

Respectfully submitted,

MICHAEL J. SULLIVAN  
United States Attorney

By:

/s/ Antoinette E.M. Leoney  
ANTOINETTE E.M. LEONEY  
Assistant U.S. Attorney  
(617) 748-3100

Date: June 6, 2005

CERTIFICATE OF SERVICE

Suffolk, ss.

Boston, Massachusetts  
June 6, 2005

I, Antoinette E.M. Leoney, Assistant U.S. Attorney, do hereby certify that I have this day served a copy of the foregoing by electronic notice and by hand to David Duncan, Esq., Zalkind Rodriguez Lunt & Duncan, 65a Atlantic Avenue, Boston, MA 02110.

/s/ Antoinette E.M. Leoney  
ANTOINETTE E.M. LEONEY  
Assistant U.S. Attorney